

## **3022.9000**

Safety Standards Act, before payment can be made to the employee.

[68 FR 67871, Dec. 4, 2003, as amended at 77 FR 50635, Aug. 22, 2012]

### **Subpart 3022.90—Local Hire (USCG)**

#### **3022.9000 Policy (USCG).**

As required by 14 U.S.C. 666, the U.S. Coast Guard shall include a provision for local hire in each contract for construction or services to be performed in whole or in part in a State that has an unemployment rate in excess of the national average rate of unemployment as determined by the Secretary of Labor.

#### **3022.9001 Contract clause (USCG).**

For the U.S. Coast Guard, the contracting officer shall insert the USCG clause at (HSAR) 48 CFR 3052.222–90, Local Hire (USCG), Local Hire Provision, in all solicitations and contracts as stated in (HSAR) 48 CFR 3022.9000.

[68 FR 67871, Dec. 4, 2003, as amended at 71 FR 25770, May 2, 2006]

## **PART 3023—ENVIRONMENT, ENERGY AND WATER EFFICIENCY, RENEWABLE ENERGY TECHNOLOGIES, OCCUPATIONAL SAFETY, AND DRUG-FREE WORKPLACE**

### **Subpart 3023.3—Hazardous Material Identification and Material Safety Data**

Sec.

3023.303 Contract clause.

#### **Subpart 3023.5—Drug-Free Workplace**

3023.501 Applicability.

3023.506 Suspension of payments, termination of contract, and debarment and suspension actions.

### **Subpart 3023.10— Federal Compliance With Right-to-Know Laws and Pollution Requirements**

3023.1004 Requirements.

#### **Subpart 3023.90—Safety Requirements for USCG Contracts**

3023.9000 Contract Clause (USCG).

## **48 CFR Ch. 30 (10–1–14 Edition)**

AUTHORITY: 5 U.S.C. 301–302, 41 U.S.C. 1707, 41 U.S.C. 1702, 48 CFR part 1, subpart 1.3, and DHS Delegation Number 0702.

SOURCE: 68 FR 67871, Dec. 4, 2003, unless otherwise noted.

### **Subpart 3023.3—Hazardous Material Identification and Material Safety Data**

#### **3023.303 Contract clause.**

The contracting officer shall insert the clause at (HSAR) 48 CFR 3052.223–70, Removal or Disposal of Hazardous Substances—Applicable Licenses and Permits, in solicitations and contracts involving the removal or disposal of hazardous waste material.

### **Subpart 3023.5—Drug-Free Workplace**

#### **3023.501 Applicability.**

(d) The head of any Component may issue a determination under (FAR) 48 CFR 23.501(d) to exclude the Drug-Free Workplace requirements of FAR subpart 23.5 in contracts supporting undercover law enforcement operations.

[71 FR 25770, May 2, 2006, as amended at 71 FR 48801, Aug. 22, 2006]

#### **3023.506 Suspension of payments, termination of contract, and debarment and suspension actions.**

(e) Submit requests per (HSAR) 48 CFR 3001.7000.

[68 FR 67871, Dec. 4, 2003, as amended at 71 FR 48801, Aug. 22, 2006]

### **Subpart 3023.10—Federal Compliance With Right-to-Know Laws and Pollution Requirements**

#### **3023.1004 Requirements.**

DHS Directive 023–02 Environmental Compliance Program provides guidance and direction for compliance with environmental laws, regulations and executive orders. DHS Directive 025–01, Sustainable Practices for Environmental, Energy and Transportation, provides guidance and direction for compliance with green purchasing and other sustainable practices contained in Executive Order 13423. Contracting officers

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shall ensure that solicitations and contracts contain appropriate sustainable practices requirements, provisions and clauses. Contractors shall support the DHS Environmental Policy by taking appropriate actions to eliminate or reduce their impacts on the environment.

[77 FR 50635, Aug. 22, 2012]

### **Subpart 3023.90—Safety Requirements for USCG Contracts**

#### **3023.9000 Contract clause (USCG).**

For the U.S. Coast Guard, where all or part of a contract will be performed on Government-owned or leased property, the contracting officer shall insert the clause at (HSAR) 48 CFR 3052.223-90, Accident and Fire Reporting.

## **PART 3024—PROTECTION OF PRIVACY AND FREEDOM OF INFORMATION**

### **Subpart 3024.1—Protection of Individual Privacy**

Sec.

3024.102-70 General.

### **Subpart 3024.2—Freedom of Information Act**

3024.203 Policy.

AUTHORITY: 41 U.S.C. 418b (a) and (b).

SOURCE: 68 FR 67871, Dec. 4, 2003, unless otherwise noted.

### **Subpart 3024.1—Protection of Individual Privacy**

#### **3024.102-70 General.**

Procedures for implementing the Privacy Act of 1974 are contained in Departmental regulations under 6 CFR part 5, subpart B, Privacy Act.

### **Subpart 3024.2—Freedom of Information Act**

#### **3024.203 Policy.**

(a) The Department's implementation of the Freedom of Information Act is codified in regulations 6 CFR part 5, subpart B, FOIA. Information request concerning awards beyond those routinely handled by contracting officers

(e.g., identification of successful offerors, public announcements, debriefings, surety notices under HSAR 3028.106-6) shall be submitted to the FOIA Office of the Component making the award. The FOIA office for the DHS Office of Operations only, is Departmental Disclosure Officer (DDO), DHS, Washington, DC 20528 or [foia@dhs.gov](mailto:foia@dhs.gov).

(b) See (FAR) 48 CFR 15.207(b) on safeguarding proposals.

[68 FR 67871, Dec. 4, 2003, as amended at 71 FR 48801, Aug. 22, 2006]

## **PART 3025—FOREIGN ACQUISITION**

### **Subpart 3025.70—American Recovery and Reinvestment Act Restrictions on Foreign Acquisition**

Sec.

3025.7000 Scope of subpart.

3025.7001 Definitions.

3025.7002 Restrictions on clothing, fabrics, and related items.

3025.7002-1 Restrictions.

3025.7002-2 Exceptions.

3025.7002-3 Specific application of trade agreements.

3025.7003 Contract clauses.

AUTHORITY: 41 U.S.C. 418b(a) and (b).

SOURCE: 74 FR 41349, Aug. 17, 2009, unless otherwise noted.

#### **3025.7000 Scope of subpart.**

This subpart contains restrictions on the acquisition of certain foreign textile products imposed by the American Recovery and Reinvestment Act of 2009 on contracts, exercising of an option and orders entered into on or after August 16, 2009 with funds appropriated or otherwise provided on or before February 17, 2009.

#### **3025.7001 Definitions.**

As used in this subpart—

(a) “Commercial,” as applied to an item described in (HSAR) 48 CFR 3025.7002-1, means an item of supply, whether an end product or component, that meets the definition of “commercial item” set forth in (FAR) 48 CFR 2.101.

(b) “Component” means any item supplied to the Government as part of an end product or of another component.